



THE UNITED STATES PATENT AND TRADEMARK OFFICE
Group Art Unit 3724

In re

Patent Application of

Jeffrey Michael Zeiler, et al.

Application No. 10/614,528

Confirmation No. 9124

Filed: July 7, 2003

Examiner: Douglas D. Watts

“MOVABLE HANDLE FOR A POWER
TOOL”

I, Teresa M. Thelen, hereby certify that this correspondence is being deposited with the US Postal Service as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date of my signature.

Teresa M. Thelen
Signature

9/16/04
Date of Signature

TERMINAL DISCLAIMER TO OBVIATE
DOUBLE PATENTING REJECTION OVER PRIOR PATENT

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Sir:

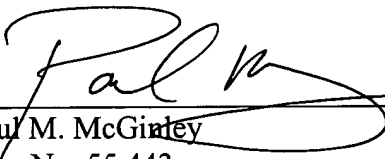
Milwaukee Electric Tool Corporation, located at 13135 West Lisbon Road Brookfield, WI 53005 (hereinafter "Assignee"), by its undersigned agent of record, represents that it is the owner of the entire interest in the above-identified application (hereinafter "said Application") by virtue of an assignment of the parent application, which is now U.S. Patent No. 6,108,916 (hereinafter "said Parent Patent"), recorded October 27, 1998, at Reel 9531, Frame 0706. Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on said Application, beyond the expiration date of the full statutory term of said Parent Patent. Assignee hereby agrees that any patent granted on said Application shall be enforceable only for and during such period that the legal title of the patent granted on said Application should be the same as the legal title to said Parent Patent. This agreement shall run with any patent granted on said Application and be binding upon the grantee, its successors

or assigns. In making the above disclaimer, Assignee does not disclaim any terminal part of the patent granted on said Application prior to the expiration date of the full statutory term of said Parent Patent, in the event that said Parent Patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by reexamination certificate, is reissued, or is otherwise terminated prior to expiration of its statutory term.

The undersigned is empowered to act on behalf of Assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 9/16/04

By 
Paul M. McGintey
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Docket No. 066042-9216-03
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